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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/763,127	01/22/2004	Joel Woodcock	NSD2003-001	4196
26353 7590 05/20/2009 WESTINGHOUSE ELECTRIC COMPANY, LLC P.O. BOX 355 PITTSBURGH, PA 15230-0355				
EXAMINER				
KAZMI, HANI M				
ART UNIT		PAPER NUMBER		
3691				
MAIL DATE		DELIVERY MODE		
05/20/2009		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte*: JOEL WOODCOCK, ROBERT K. PERDUE,  
CLARK W. MYCOFF, THEODORE A. MEYER,  
and RICARDO LLOVET

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Application No. 10/763,127  
Technology Center 3600

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Mailed: May 20, 2009

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Before ERIC W. HAWTHORNE, *Supervisory Paralegal Specialist*  
HAWTHORNE, *Supervisory Paralegal Specialist*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on April 1, 2009. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter(s) requiring attention prior to docketing.

**Request to Reopen Prosecution under 37 C.F.R. § 41.39 (B)(1)**

Appellant(s) filed a Request to Reopen Prosecution dated February 6, 2009. There is no indication on the record that the Examiner has considered the above request.

**CONCLUSION**

Accordingly, it is

ORDERED that the application is returned to the Examiner to:

- 1) consider the Request to Reopen Prosecution filed February 6, 2009, as required; and
- 2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

EWB/alw

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